

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION
No. 5:15-cv-209-D

LARRY D. MITCHELL,

Plaintiff,

v.

NANCY BERRYHILL,
Acting Commissioner of Social
Security,

Defendant.

ORDER

This action being submitted to the Court for an Order upon Plaintiff's showing that the Commissioner of Social Security should pay the sum of \$7,439.75 for attorney fees, representing 25% of Plaintiff's accrued back benefits, to be paid from Plaintiff's back benefits pursuant to § 406(b) of the Social Security Act. It also appearing that upon receipt of the 406(b) fee, Plaintiff's counsel shall pay to Plaintiff the lesser EAJA fee of \$3,319.25.

It is therefore ORDERED that the Commissioner of Social Security pay to Plaintiff's counsel the sum of \$7,439.75 from Plaintiff's back benefits and upon the payment of such sum this case is dismissed with prejudice.

SO ORDERED. This 20 day of June 2017.



JAMES C. DEVER III
Chief United States District Judge